

108TH CONGRESS
1ST SESSION

S. 195

To amend the Solid Waste Disposal Act to bring underground storage tanks into compliance with subtitle I of that Act, to promote cleanup of leaking underground storage tanks, to provide sufficient resources for such compliance and cleanup, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JANUARY 17, 2003

Mr. CHAFFEE (for himself, Mr. INHOFE, Mr. JEFFORDS, Mr. CARPER, and Mr. WARNER) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

A BILL

To amend the Solid Waste Disposal Act to bring underground storage tanks into compliance with subtitle I of that Act, to promote cleanup of leaking underground storage tanks, to provide sufficient resources for such compliance and cleanup, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Underground Storage
5 Tank Compliance Act of 2003”.

1 **SEC. 2. LEAKING UNDERGROUND STORAGE TANKS.**

2 Section 9004 of the Solid Waste Disposal Act (42
3 U.S.C. 6991c) is amended by adding at the end the fol-
4 lowing:

5 “(f) TRUST FUND DISTRIBUTION.—

6 “(1) IN GENERAL.—

7 “(A) AMOUNT AND PERMITTED USES OF
8 DISTRIBUTION.—The Administrator shall dis-
9 tribute to States not less than 80 percent of the
10 funds from the Trust Fund that are made
11 available to the Administrator under section
12 9014(2)(A) for each fiscal year for use in pay-
13 ing the reasonable costs, incurred under a coop-
14 erative agreement with any State, of—

15 “(i) actions taken by the State under
16 section 9003(h)(7)(A);

17 “(ii) necessary administrative ex-
18 penses, as determined by the Adminis-
19 trator, that are directly related to correc-
20 tive action and compensation programs
21 under subsection (c)(1);

22 “(iii) any corrective action and com-
23 pensation program carried out under sub-
24 section (c)(1) for a release from an under-
25 ground storage tank regulated under this
26 subtitle to the extent that, as determined

1 by the State in accordance with guidelines
2 developed jointly by the Administrator and
3 the State, the financial resources of the
4 owner or operator of the underground stor-
5 age tank (including resources provided by
6 a program in accordance with subsection
7 (c)(1)) are not adequate to pay the cost of
8 a corrective action without significantly im-
9 pairing the ability of the owner or operator
10 to continue in business;

11 “(iv) enforcement by the State or a
12 local government of State or local regula-
13 tions pertaining to underground storage
14 tanks regulated under this subtitle; or

15 “(v) State or local corrective actions
16 carried out under regulations promulgated
17 under section 9003(c)(4).

18 “(B) USE OF FUNDS FOR ENFORCE-
19 MENT.—In addition to the uses of funds au-
20 thorized under subparagraph (A), the Adminis-
21 trator may use funds from the Trust Fund that
22 are not distributed to States under subpara-
23 graph (A) for enforcement of any regulation
24 promulgated by the Administrator under this
25 subtitle.

1 “(C) PROHIBITED USES.—Except as pro-
2 vided in subparagraph (A)(iii), under any simi-
3 lar requirement of a State program approved
4 under this section, or in any similar State or
5 local provision as determined by the Adminis-
6 trator, funds provided to a State by the Admin-
7 istrator under subparagraph (A) shall not be
8 used by the State to provide financial assistance
9 to an owner or operator to meet any require-
10 ment relating to underground storage tanks
11 under part 280 of title 40, Code of Federal
12 Regulations (as in effect on the date of enact-
13 ment of this subsection).

14 “(2) ALLOCATION.—

15 “(A) PROCESS.—Subject to subparagraph
16 (B), in the case of a State with which the Ad-
17 ministrator has entered into a cooperative
18 agreement under section 9003(h)(7)(A), the
19 Administrator shall distribute funds from the
20 Trust Fund to the State using the allocation
21 process developed by the Administrator.

22 “(B) REVISIONS TO PROCESS.—The Ad-
23 ministrator may revise the allocation process re-
24 ferred to in subparagraph (A) with respect to a
25 State only after—

1 “(i) consulting with—

2 “(I) State agencies responsible
3 for overseeing corrective action for re-
4 leases from underground storage
5 tanks;

6 “(II) owners; and

7 “(III) operators; and

8 “(ii) taking into consideration, at a
9 minimum—

10 “(I) the total tax revenue con-
11 tributed to the Trust Fund from all
12 sources within the State;

13 “(II) the number of confirmed
14 releases from federally regulated un-
15 derground storage tanks in the State;

16 “(III) the number of federally
17 regulated underground storage tanks
18 in the State;

19 “(IV) the percentage of the popu-
20 lation of the State that uses ground-
21 water for any beneficial purpose;

22 “(V) the performance of the
23 State in implementing and enforcing
24 the program;

1 “(VI) the financial needs of the
2 State; and

3 “(VII) the ability of the State to
4 use the funds referred to in subpara-
5 graph (A) in any year.

6 “(3) DISTRIBUTIONS TO STATE AGENCIES.—
7 Distributions from the Trust Fund under this sub-
8 section shall be made directly to a State agency
9 that—

10 “(A) enters into a cooperative agreement
11 referred to in paragraph (2)(A); or

12 “(B) is enforcing a State program ap-
13 proved under this section.

14 “(4) COST RECOVERY PROHIBITION.—Funds
15 from the Trust Fund provided by States to owners
16 or operators under paragraph (1)(A)(iii) shall not be
17 subject to cost recovery by the Administrator under
18 section 9003(h)(6).”.

19 **SEC. 3. INSPECTION OF UNDERGROUND STORAGE TANKS.**

20 Section 9005 of the Solid Waste Disposal Act (42
21 U.S.C. 6991d) is amended—

22 (1) by redesignating subsections (a) and (b) as
23 subsections (b) and (c), respectively; and

24 (2) by inserting before subsection (b) (as redes-
25 ignated by paragraph (1)) the following:

1 “(a) INSPECTION REQUIREMENTS.—Not later than 2
 2 years after the date of enactment of the Underground
 3 Storage Tank Compliance Act of 2003, and at least once
 4 every 2 years thereafter, the Administrator or a State with
 5 a program approved under section 9004, as appropriate,
 6 shall require that all underground storage tanks regulated
 7 under this subtitle undergo onsite inspections for compli-
 8 ance with regulations promulgated under section
 9 9003(c).”.

10 **SEC. 4. OPERATOR TRAINING.**

11 Subtitle I of the Solid Waste Disposal Act (42 U.S.C.
 12 6991 et seq.) is amended by striking section 9010 and
 13 inserting the following:

14 **“SEC. 9010. OPERATOR TRAINING.**

15 “(a) GUIDELINES.—

16 “(1) IN GENERAL.—Not later than 2 years
 17 after the date of enactment of the Underground
 18 Storage Tank Compliance Act of 2003, in coopera-
 19 tion with States, owners, and operators, the Admin-
 20 istrator shall publish in the Federal Register, after
 21 public notice and opportunity for comment, guide-
 22 lines that specify methods for training operators of
 23 underground storage tanks.

24 “(2) CONSIDERATIONS.—The guidelines de-
 25 scribed in paragraph (1) shall take into account—

1 “(A) State training programs in existence
2 as of the date of publication of the guidelines;

3 “(B) training programs that are being em-
4 ployed by owners and operators as of the date
5 of enactment of this paragraph;

6 “(C) the high turnover rate of operators;

7 “(D) the frequency of improvement in un-
8 derground storage tank equipment technology;

9 “(E) the nature of the businesses in which
10 the operators are engaged; and

11 “(F) such other factors as the Adminis-
12 trator determines to be necessary to carry out
13 this section.

14 “(b) STATE PROGRAMS.—

15 “(1) IN GENERAL.—Not later than 2 years
16 after the date on which the Administrator publishes
17 the guidelines under subsection (a)(1), each State
18 shall develop and implement a strategy for the train-
19 ing of operators of underground storage tanks that
20 is consistent with paragraph (2).

21 “(2) REQUIREMENTS.—A State strategy de-
22 scribed in paragraph (1) shall—

23 “(A) be consistent with subsection (a);

24 “(B) be developed in cooperation with own-
25 ers and operators; and

1 “(C) take into consideration training pro-
 2 grams implemented by owners and operators as
 3 of the date of enactment of this subsection.

4 “(3) FINANCIAL INCENTIVE.—The Adminis-
 5 trator may award to a State that develops and im-
 6 plements a strategy described in paragraph (1), in
 7 addition to any funds that the State is entitled to
 8 receive under this subtitle, not more than \$50,000,
 9 to be used to carry out the strategy.”.

10 **SEC. 5. REMEDIATION OF MTBE CONTAMINATION.**

11 Section 9003(h) of the Solid Waste Disposal Act (42
 12 U.S.C. 6991b(h)) is amended—

13 (1) in paragraph (7)(A)—

14 (A) by striking “paragraphs (1) and (2) of
 15 this subsection” and inserting “paragraphs (1),
 16 (2), and (12)”;

17 (B) by striking “, and including the au-
 18 thorities of paragraphs (4), (6), and (8) of this
 19 subsection” and inserting “and the authority
 20 under sections 9005(a) and 9011 and para-
 21 graphs (4), (6), and (8),”; and

22 (2) by adding at the end the following:

23 “(12) REMEDIATION OF MTBE CONTAMINA-
 24 TION.—

“(A) IN GENERAL.—The Administrator and the States may use funds made available under section 9014(2)(B) to carry out corrective actions with respect to a release of methyl tertiary butyl ether that presents a threat to human health or welfare or the environment.

“(B) APPLICABLE AUTHORITY.—The Administrator or a State shall carry out subparagraph (A)—

“(i) in accordance with paragraph (2), except that a release with respect to which a corrective action is carried out under subparagraph (A) shall not be required to be from an underground storage tank; and

“(ii) in the case of a State, in accordance with a cooperative agreement entered into by the Administrator and the State under paragraph (7).”.

SEC. 6. RELEASE PREVENTION, COMPLIANCE, AND ENFORCEMENT.

(a) RELEASE PREVENTION AND COMPLIANCE.—Subtitle I of the Solid Waste Disposal Act (42 U.S.C. 6991 et seq.) (as amended by section 4) is amended by adding at the end the following:

1 **“SEC. 9011. USE OF FUNDS FOR RELEASE PREVENTION AND**
2 **COMPLIANCE.**

3 “Funds made available under section 9014(2)(D)
4 from the Trust Fund may be used to conduct inspections,
5 issue orders, or bring actions under this subtitle—

6 “(1) by a State, in accordance with a grant or
7 cooperative agreement with the Administrator, of
8 State regulations pertaining to underground storage
9 tanks regulated under this subtitle; and

10 “(2) by the Administrator, under this subtitle
11 (including under a State program approved under
12 section 9004).”.

13 (b) GOVERNMENT-OWNED TANKS.—Section 9003 of
14 the Solid Waste Disposal Act (42 U.S.C. 6991b) is amend-
15 ed by adding at the end the following:

16 “(i) GOVERNMENT-OWNED TANKS.—

17 “(1) IMPLEMENTATION REPORT.—

18 “(A) IN GENERAL.—Not later than 2 years
19 after the date of enactment of this subsection,
20 each State shall submit to the Administrator an
21 implementation report that—

22 “(i) lists each underground storage
23 tank described in subparagraph (B) in the
24 State that, as of the date of submission of
25 the report, is not in compliance with this
26 subtitle; and

1 “(ii) describes the actions that have
2 been and will be taken to ensure compli-
3 ance by the underground storage tank list-
4 ed under clause (i) with this subtitle.

5 “(B) UNDERGROUND STORAGE TANK.—An
6 underground storage tank described in this sub-
7 paragraph is an underground storage tank that
8 is—

9 “(i) regulated under this subtitle; and

10 “(ii) owned or operated by the State
11 government or any local government.

12 “(C) PUBLIC AVAILABILITY.—The Admin-
13 istrator shall make each report received under
14 subparagraph (A) available to the public on the
15 Internet.

16 “(2) FINANCIAL INCENTIVE.—The Adminis-
17 trator may award to a State that develops an imple-
18 mentation report described in paragraph (1), in ad-
19 dition to any funds that the State is entitled to re-
20 ceive under this subtitle, not more than \$50,000, to
21 be used to carry out the implementation report.

22 “(3) NOT A SAFE HARBOR.—This subsection
23 does not relieve any person from any obligation or
24 requirement under this subtitle.”.

1 (c) INCENTIVES FOR PERFORMANCE.—Section 9006
 2 of the Solid Waste Disposal Act (42 U.S.C. 6991e) is
 3 amended by adding at the end the following:

4 “(e) INCENTIVES FOR PERFORMANCE.—In deter-
 5 mining the terms of a compliance order under subsection
 6 (a), or the amount of a civil penalty under subsection (d),
 7 the Administrator, or a State under a program approved
 8 under section 9004, may take into consideration whether
 9 an owner or operator—

10 “(1) has a history of operating underground
 11 storage tanks of the owner or operator in accordance
 12 with—

13 “(A) this subtitle; or

14 “(B) a State program approved under sec-
 15 tion 9004;

16 “(2) has repeatedly violated—

17 “(A) this subtitle; or

18 “(B) a State program approved under sec-
 19 tion 9004; or

20 “(3) has implemented a program, consistent
 21 with guidelines published under section 9010, that
 22 provides training to persons responsible for oper-
 23 ating any underground storage tank of the owner or
 24 operator.”.

1 (d) AUTHORITY TO PROHIBIT CERTAIN DELIV-
 2 ERIES.—Section 9006 of the Solid Waste Disposal Act (42
 3 U.S.C. 6991e) (as amended by subsection (c)) is amended
 4 by adding at the end the following:

5 “(f) AUTHORITY TO PROHIBIT CERTAIN DELIV-
 6 ERIES.—

7 “(1) IN GENERAL.—Subject to paragraph (2),
 8 beginning 180 days after the date of enactment of
 9 this subsection, the Administrator or a State may
 10 prohibit the delivery of regulated substances to un-
 11 derground storage tanks that are not in compliance
 12 with—

13 “(A) a requirement or standard promul-
 14 gated by the Administrator under section 9003;
 15 or

16 “(B) a requirement or standard of a State
 17 program approved under section 9004.

18 “(2) LIMITATIONS.—

19 “(A) SPECIFIED GEOGRAPHIC AREAS.—
 20 Subject to subparagraph (B), under paragraph
 21 (1), the Administrator or a State shall not pro-
 22 hibit a delivery if the prohibition would jeop-
 23 ardize the availability of, or access to, fuel in
 24 any specified geographic area.

1 “(B) APPLICABILITY OF LIMITATION.—

2 The limitation under subparagraph (A) shall
 3 apply only during the 180-day period following
 4 the date of a determination by the Adminis-
 5 trator that exercising the authority of para-
 6 graph (1) is limited by subparagraph (A).

7 “(C) GUIDELINES.—Not later than 18
 8 months after the date of enactment of this sub-
 9 section, the Administrator shall issue guidelines
 10 that define the term ‘specified geographic area’
 11 for the purpose of subparagraph (A).

12 “(3) AUTHORITY TO ISSUE GUIDELINES.—Sub-
 13 ject to paragraph (2)(C), the Administrator, after
 14 consultation with States, may issue guidelines for
 15 carrying out this subsection.

16 “(4) ENFORCEMENT, COMPLIANCE, AND PEN-
 17 ALTIES.—The Administrator may use the authority
 18 under the enforcement, compliance, or penalty provi-
 19 sions of this subtitle to carry out this subsection.

20 “(5) EFFECT ON STATE AUTHORITY.—Nothing
 21 in this subsection affects the authority of a State to
 22 prohibit the delivery of a regulated substance to an
 23 underground storage tank.”.

1 (e) PUBLIC RECORD.—Section 9002 of the Solid
 2 Waste Disposal Act (42 U.S.C. 6991a) is amended by add-
 3 ing at the end the following:

4 “(d) PUBLIC RECORD.—

5 “(1) IN GENERAL.—The Administrator shall re-
 6 quire each State and Indian tribe that receives Fed-
 7 eral funds to carry out this subtitle to maintain, up-
 8 date at least annually, and make available to the
 9 public, in such manner and form as the Adminis-
 10 trator shall prescribe (after consultation with States
 11 and Indian tribes), a record of underground storage
 12 tanks regulated under this subtitle.

13 “(2) CONSIDERATIONS.—To the maximum ex-
 14 tent practicable, the public record of a State or In-
 15 dian tribe, respectively, shall include, for each
 16 year—

17 “(A) the number, sources, and causes of
 18 underground storage tank releases in the State
 19 or tribal area;

20 “(B) the record of compliance by under-
 21 ground storage tanks in the State or tribal area
 22 with—

23 “(i) this subtitle; or

24 “(ii) an applicable State program ap-
 25 proved under section 9004; and

1 “(C) data on the number of underground
2 storage tank equipment failures in the State or
3 tribal area.

4 “(3) AVAILABILITY.—The Administrator shall
5 make the public record of each State and Indian
6 tribe under this section available to the public elec-
7 tronically.”.

8 **SEC. 7. FEDERAL FACILITIES.**

9 Section 9007 of the Solid Waste Disposal Act (42
10 U.S.C. 6991f) is amended by adding at the end the fol-
11 lowing:

12 “(c) REVIEW OF, AND REPORT ON, FEDERAL UN-
13 DERGROUND STORAGE TANKS.—

14 “(1) REVIEW.—Not later than 1 year after the
15 date of enactment of this subsection, the Adminis-
16 trator, in cooperation with each Federal agency that
17 owns or operates 1 or more underground storage
18 tanks or that manages land on which 1 or more un-
19 derground storage tanks are located, shall review the
20 status of compliance of those underground storage
21 tanks with this subtitle.

22 “(2) IMPLEMENTATION REPORT.—

23 “(A) IN GENERAL.—Not later than 2 years
24 after the date of enactment of this subsection,
25 each Federal agency described in paragraph (1)

1 shall submit to the Administrator and to each
 2 State in which an underground storage tank de-
 3 scribed in paragraph (1) is located an imple-
 4 mentation report that—

5 “(i) lists each underground storage
 6 tank described in paragraph (1) that, as of
 7 the date of submission of the report, is not
 8 in compliance with this subtitle; and

9 “(ii) describes the actions that have
 10 been and will be taken to ensure compli-
 11 ance by the underground storage tank with
 12 this subtitle.

13 “(B) PUBLIC AVAILABILITY.—The Admin-
 14 istrator shall make each report received under
 15 subparagraph (A) available to the public on the
 16 Internet.

17 “(3) NOT A SAFE HARBOR.—This subsection
 18 does not relieve any person from any obligation or
 19 requirement under this subtitle.

20 “(d) APPLICABILITY OF CERTAIN REQUIREMENTS.—
 21 Section 6001(a) shall apply to each department, agency,
 22 and instrumentality covered by subsection (a).”.

1 **SEC. 8. TANKS UNDER THE JURISDICTION OF INDIAN**
 2 **TRIBES.**

3 Subtitle I of the Solid Waste Disposal Act (42 U.S.C.
 4 6991 et seq.) (as amended by section 6(a)) is amended
 5 by adding at the end the following:

6 **“SEC. 9012. TANKS UNDER THE JURISDICTION OF INDIAN**
 7 **TRIBES.**

8 “(a) IN GENERAL.—The Administrator, in coordina-
 9 tion with Indian tribes, shall—

10 “(1) not later than 1 year after the date of en-
 11 actment of this section, develop and implement a
 12 strategy—

13 “(A) giving priority to releases that
 14 present the greatest threat to human health or
 15 the environment, to take necessary corrective
 16 action in response to releases from leaking un-
 17 derground storage tanks located wholly within
 18 the boundaries of—

19 “(i) an Indian reservation; or

20 “(ii) any other area under the juris-
 21 diction of an Indian tribe; and

22 “(B) to implement and enforce require-
 23 ments concerning underground storage tanks
 24 located wholly within the boundaries of—

25 “(i) an Indian reservation; or

1 “(ii) any other area under the juris-
2 diction of an Indian tribe;

3 “(2) not later than 2 years after the date of en-
4 actment of this section and every 2 years thereafter,
5 submit to Congress a report that summarizes the
6 status of implementation and enforcement of the un-
7 derground storage tank program in areas located
8 wholly within—

9 “(A) the boundaries of Indian reservations;
10 and

11 “(B) any other areas under the jurisdiction
12 of an Indian tribe; and

13 “(3) make the report described in paragraph
14 (2) available to the public on the Internet.

15 “(b) NOT A SAFE HARBOR.—This section does not
16 relieve any person from any obligation or requirement
17 under this subtitle.

18 “(c) STATE AUTHORITY.—Nothing in this section ap-
19 plies to any underground storage tank that is located in
20 an area under the jurisdiction of a State, or that is subject
21 to regulation by a State, as of the date of enactment of
22 this section.”.

1 **SEC. 9. STATE AUTHORITY.**

2 Subtitle I of the Solid Waste Disposal Act (42 U.S.C.
3 6991 et seq.) (as amended by section 8) is amended by
4 adding at the end the following:

5 **“SEC. 9013. STATE AUTHORITY.**

6 “Nothing in this subtitle precludes a State from es-
7 tablishing any requirement that is more stringent than a
8 requirement under this subtitle.”.

9 **SEC. 10. AUTHORIZATION OF APPROPRIATIONS.**

10 Subtitle I of the Solid Waste Disposal Act (42 U.S.C.
11 6991 et seq.) (as amended by section 9) is amended by
12 adding at the end the following:

13 **“SEC. 9014. AUTHORIZATION OF APPROPRIATIONS.**

14 “There are authorized to be appropriated to the Ad-
15 ministrator—

16 “(1) to carry out subtitle I (except sections
17 9003(h), 9005(a), and 9011) \$25,000,000 for each
18 of fiscal years 2004 through 2008; and

19 “(2) from the Trust Fund, notwithstanding sec-
20 tion 9508(c)(1) of the Internal Revenue Code of
21 1986—

22 “(A) to carry out section 9003(h) (except
23 section 9003(h)(12)) \$150,000,000 for each of
24 fiscal years 2004 through 2008;

1 “(B) to carry out section 9003(h)(12),
 2 \$125,000,000 for each of fiscal years 2004
 3 through 2008;

4 “(C) to carry out section 9005(a)—

5 “(i) \$35,000,000 for each of fiscal
 6 years 2004 and 2005; and

7 “(ii) \$20,000,000 for each of fiscal
 8 years 2006 through 2009; and

9 “(D) to carry out section 9011—

10 “(i) \$50,000,000 for fiscal year 2004;

11 and

12 “(ii) \$30,000,000 for each of fiscal
 13 years 2005 through 2009.”.

14 **SEC. 11. CONFORMING AMENDMENTS.**

15 (a) DEFINITIONS.—Section 9001 of the Solid Waste
 16 Disposal Act (42 U.S.C. 6991) is amended—

17 (1) by striking “For the purposes of this sub-
 18 title—” and inserting “In this subtitle:”;

19 (2) by redesignating paragraphs (1), (2), (3),
 20 (4), (5), (6), (7), and (8) as paragraphs (10), (7),
 21 (4), (3), (8), (5), (2), and (6), respectively, and reor-
 22 dering the paragraphs so as to appear in numerical
 23 order;

24 (3) by inserting before paragraph (2) (as redes-
 25 ignated by paragraph (2)) the following:

1 “(1) INDIAN TRIBE.—

2 “(A) IN GENERAL.—The term ‘Indian
3 tribe’ means any Indian tribe, band, nation, or
4 other organized group or community that is rec-
5 ognized as being eligible for special programs
6 and services provided by the United States to
7 Indians because of their status as Indians.

8 “(B) INCLUSIONS.—The term ‘Indian
9 tribe’ includes an Alaska Native village, as de-
10 fined in or established under the Alaska Native
11 Claims Settlement Act (43 U.S.C. 1601 et
12 seq.).”; and

13 (4) by inserting after paragraph (8) (as redesign-
14 nated by paragraph (2)) the following:

15 “(9) TRUST FUND.—The term ‘Trust Fund’
16 means the Leaking Underground Storage Tank
17 Trust Fund established by section 9508 of the Inter-
18 nal Revenue Code of 1986.”.

19 (b) CONFORMING AMENDMENTS.—

20 (1) Section 1001 of the Solid Waste Disposal
21 Act (42 U.S.C. prec. 6901) is amended in the table
22 of contents—

23 (A) in the item relating to section 9002, by
24 inserting “and public records” after “Notifica-
25 tion”; and

1 (B) by striking the item relating to section
 2 9010 and inserting the following:

“Sec. 9010. Operator training.

“Sec. 9011. Use of funds for release prevention and compliance.

“Sec. 9012. Tanks under the jurisdiction of Indian tribes.

“Sec. 9013. State authority.

“Sec. 9014. Authorization of appropriations.”.

3 (2) Section 9002 of the Solid Waste Disposal
 4 Act (42 U.S.C. 6991a) is amended in the section
 5 heading by inserting “AND PUBLIC RECORDS” after
 6 “NOTIFICATION”.

7 (3) Section 9003(f) of the Solid Waste Disposal
 8 Act (42 U.S.C. 6991b(f)) is amended—

9 (A) in paragraph (1), by striking
 10 “9001(2)(B)” and inserting “9001(7)(B)”; and
 11 (B) in paragraphs (2) and (3), by striking
 12 “9001(2)(A)” each place it appears and insert-
 13 ing “9001(7)(A)”.

14 (4) Section 9003(h) of the Solid Waste Dis-
 15 posal Act (42 U.S.C. 6991b(h)) is amended in para-
 16 graphs (1), (2)(C), (7)(A), and (11) by striking
 17 “Leaking Underground Storage Tank Trust Fund”
 18 each place it appears and inserting “Trust Fund”.

19 (5) Section 9009 of the Solid Waste Disposal
 20 Act (42 U.S.C. 6991h) is amended—

21 (A) in subsection (a), by striking
 22 “9001(2)(B)” and inserting “9001(7)(B)”; and

1 (B) in subsection (d), by striking “section
 2 9001(1) (A) and (B)” and inserting “subpara-
 3 graphs (A) and (B) of section 9001(10)”.

4 **SEC. 12. TECHNICAL AMENDMENTS.**

5 (a) Section 9001(4)(A) of the Solid Waste Disposal
 6 Act (42 U.S.C. 6991(4)(A)) (as amended by section
 7 11(a)(2)) is amended by striking “sustances” and insert-
 8 ing “substances”.

9 (b) Section 9003(f)(1) of the Solid Waste Disposal
 10 Act (42 U.S.C. 6991b(f)(1)) is amended by striking “sub-
 11 section (c) and (d) of this section” and inserting “sub-
 12 sections (c) and (d)”.

13 (c) Section 9004(a) of the Solid Waste Disposal Act
 14 (42 U.S.C. 6991c(a)) is amended by striking “in 9001(2)
 15 (A) or (B) or both” and inserting “in subparagraph (A)
 16 or (B) of section 9001(7)”.

17 (d) Section 9005 of the Solid Waste Disposal Act (42
 18 U.S.C. 6991d) (as amended by section 3) is amended—

19 (1) in subsection (b), by striking “study tak-
 20 ing” and inserting “study, taking”;

21 (2) in subsection (c)(1), by striking “relevent”
 22 and inserting “relevant”; and

23 (3) in subsection (c)(4), by striking
 24 “Environmental” and inserting “Environmental”.

○